

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD DECEMBER 16, 2002 AT 1:00 P.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. Raymond Graham, Chairman; Ms. Sharon McCamy, Vice Chairman; Mr. Harry Atherton; Mr. Joe Winkelmann; Mr. Larry L. Weeks; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

AGENDA REVIEW

The Board of Supervisors reviewed the agenda.

REVIEW OF LANDFILL OPERATIONS

Ellis Bingham, Director of Environmental Services, reviewed current landfill operations, tipping fees and hazardous materials collections procedures.

PUBLIC SAFETY RADIO SYSTEM

Tony Hooper, Assistant County Administrator, provided an update on proposed tower sites, outstanding bids, contract negotiations, and prices for the Public Safety Radio System.

STATE REVENUE REDUCTIONS RESPONSE PLAN

Bob Lee, County Administrator, reviewed the revised State revenue and overall County expenditure projections for FY 2003, and discussed implementation of strategies for the State revenue reductions response plan, adopted on October 21, 2002.

CLOSED MEETING

Mr. Winkelmann moved to go into a closed meeting pursuant to Virginia Code § 2.2-3711.A.7, for consultation with the County Attorney for the purposes of discussion regarding potential litigation matters, not releasable to the public. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Joe Winkelmann; Mr. Harry Atherton; Mr. Larry L. Weeks</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

Upon reconvening from the closed meeting, Mr. Winkelmann moved to adopt the following certification. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Joe Winkelmann; Mr. Harry Atherton; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Fauquier County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3711.A.7 of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law; now, therefore, be it

RESOLVED this 16th day of December 2002, That the Fauquier County Board of Supervisors certifies that, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Fauquier County Board of Supervisors.

FAUQUIER COUNTY EMPLOYEE SERVICE AWARDS PROGRAM

The Board of Supervisors attended the Fauquier County Employee Service Awards Program.

The meeting was reconvened in Regular Session at 6:30 p.m. at M.M. Pierce Elementary School in Remington, Virginia.

CITIZENS TIME

- Delegate Scott Lingamfelter and Delegate Clifford Athey presented recognition to Deputy Sean Healy of the Fauquier County Sheriff's Office for bravery under fire in the line of duty.
- George Godfrey, Jr., Center District, Commander of Black Horse Camp #780, Sons of Confederate Veterans, requested that April be designated as Confederate History Month.
- James Downey, legal counsel for Don Tharpe, asked the Board to add to its agenda a motion to reconsider its decision of November 18, 2002, to deny the application for rezoning request #RZ02-1-05 of Donald R. Tharpe.

ADOPTION OF THE AGENDA

Ms. McCamy moved to adopt the Agenda, with the following changes. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: *Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann*
Nays: *None*
Absent During Vote: *None*
Abstention: *None*

- Add consent agenda item #n, A Resolution to Endorse the Plans for the Route 50 Traffic Calming Project
- Add consent agenda item #o, A Resolution to Request that the Virginia Department of Transportation Install “Watch for Children” Signs on Ridgedale Drive
- Add consent agenda item #p, A Resolution Directing the County Administrator to Take All Actions Necessary to Obtain a Permanent Cul De Sac Easement and to Institute the Road Abandonment Process for a Portion of Cedar Run Drive Which is Not Currently in the State Secondary System of Highways
- Add consent agenda item #q, A Resolution Confirming the Declaration of Local Emergency Made December 11, 2002
- Substitute consent agenda item #c, A Resolution to Authorize a Change in the Location of the Fauquier County Board of Supervisors’ Organizational Meeting of January 6, 2003 and the Fauquier County Board of Supervisors’ Regular Meetings of January 21, 2003, and February 18, 2003
- Substitute public hearing agenda item #f, An Ordinance Approving Rezoning Application RZ03-CR-05, PINS #7915-77-2128-000, #7915-77-4735-000, and #7915-77-2958-000, Cedar Run District, Vint Hill Economic Development Authority, Applicant
- Withdraw public hearing agenda item #b, Special Exception #SE03-L-13 and #SE03-L-14, Douglas E. Darling, owner/applicant, Wexford Village
- Withdraw public hearing agenda item #c, Special Exception #SE03-S-16, Washington Gas Light Company, owner/applicant
- Withdraw public hearing agenda item #g, Rezoning Request #RZ03-L-03, D.C. Diamond Corporation, owner/applicant, Southcoate Village Phases 3 and 4

PROCLAMATIONS AND RECOGNITIONS

- Mr. Graham presented an award to Carolyn Jean Hartman for Citizen of the Year of Cedar Run District.
- Ms. McCamy presented an award to James Van Luven for Citizen of the Year of Lee District.
- Mr. Atherton presented awards to Carolyn Bowen and Deborah Gouldthorpe for Citizen of the Year of Marshall District.

- Mr. Winkelmann presented an award to Frank S. Foley for Citizen of the Year of Center District.
- Mr. Weeks presented an award to William P. Jones for Citizen of the Year of Scott District.
- Mr. Weeks presented A Proclamation in Recognition of Lee Bell Upon the Receipt of the Washington Post's Distinguished Educational Leadership Award for 2002.

CONSENT AGENDA

Ms. McCamy moved to adopt the following Consent Agenda items. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: *Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann*

Nays: *None*

Absent During Vote: *None*

Abstention: *None*

A Resolution Authorizing the Revision of Selected Human Resources Policies

RESOLUTION

A RESOLUTION AUTHORIZING THE REVISION OF SELECTED HUMAN RESOURCES POLICIES

WHEREAS, the Fauquier County Board of Supervisors recognizes the need and the importance of maintaining up-to-date personnel policies; and

WHEREAS, the Fauquier County Government Human Resources Policies Manual is being reviewed for necessary additions, revisions and deletions; and

WHEREAS, a review has been conducted with respect to selected policies; and

WHEREAS, recommended changes are contained in the following policies, dated December 16, 2002:

Policy 2L – Military Leave
 Policy 24 – Certification and Appointment
 Policy 41 – Grievance Procedure; and

WHEREAS, the following policy is recommended for removal from the Human Resources Policy Manual and inclusion in the Human Resources Administrative Procedures Manual:

Policy 45 – Benefits and Discount Program Administration

; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the revisions made to Human Resources Policy Manual be, and are hereby, approved effective December 16, 2002.

A Resolution to Authorize a Public Hearing to Amend the FY 2003 Adopted Budget in the Amount of \$1,251,882

RESOLUTION

A RESOLUTION AUTHORIZING A PUBLIC HEARING TO AMEND THE
FY 2003 ADOPTED BUDGET IN THE AMOUNT OF \$1,251,882

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, on March 25, 2002, the Fauquier County Board of Supervisors adopted the Fauquier County FY 2003 Budget; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, at its November 18 meeting, the Finance Committee recommended FY 2003 appropriation of \$1,251,882 for the following purposes:

Amount FY 2003	Source of Funds	Issue
\$1,443	Federal Funds	Share of Forfeiture Proceeds – Sheriff's Office
\$26,905	State Funds	Bright Stars – Schools
\$2,000	Carryover – Fund Balance	FY 2002 Opportunity Grant Funds – Schools
\$4,105	Carryover – Fund Balance	Federal E-Rate Funds – Schools
\$83,969	Carryover – Fund Balance	Standards of Learning Training Initiative
\$15,318	Carryover – Fund Balance	State Funds – Schools
\$63,792	Carryover – Fund Balance	Drop Out Prevention State Funds – Schools
\$18,737	Carryover – Fund Balance	Standards of Learning Teacher Materials
\$70,445	Federal Funds	State Funds – Schools
\$965,168	Carryover – Fund Balance	Reserve for Encumbrance for Marshall Middle School – Schools
		Adult Basic Education Grant – Schools
		Half of School Division's FY 2002 Year End Balance – Schools
<hr/> \$1,251,882		TOTAL

; and

WHEREAS, the Code of Virginia requires local jurisdictions to hold a public hearing for any amendment to the adopted budget exceeding the lesser of \$500,000 or 1% of the total budget; and

WHEREAS, the current Board of Supervisors public hearing procedure requires the Board of Supervisors to consider a Finance Committee request for public hearing one month prior to the actual public hearing date; and

WHEREAS, allowing the County Administrator to schedule public hearings on the recommendations of the Finance Committee would improve efficiency and reduce the processing time of public hearing related budget issues from approximately eight weeks to four weeks, now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the County Administrator be, and is hereby, authorized to schedule public hearings to consider amendments to the Fauquier County budget as necessary.

A Resolution to Authorize a Change in the Location of the Fauquier County Board of Supervisors' Organizational Meeting of January 6, 2003, and the Fauquier County Board of Supervisors' Regular Meetings of January 21, 2003, and February 18, 2003

RESOLUTION

A RESOLUTION TO AUTHORIZE A CHANGE IN THE LOCATION OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS' ORGANIZATIONAL MEETING OF JANUARY 6, 2003 AND THE FAUQUIER COUNTY BOARD OF SUPERVISORS' REGULAR MEETINGS OF JANUARY 21, 2003, AND FEBRUARY 18, 2003

Be It Resolved by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Board of Supervisors does hereby authorize the change in the location for the January 6, 2003 Organizational Meeting, and January 21, 2003 and February 18, 2003 regularly scheduled meetings, to the Warren Green meeting room, located at 10 Hotel Street, Warrenton, Virginia.

A Resolution to Designate the Fauquier Housing Corporation as the Sub-Recipient to Implement the Dry Well Replacement Program

RESOLUTION

A RESOLUTION TO DESIGNATE FAUQUIER HOUSING CORPORATION AS THE SUB-RECIPIENT TO IMPLEMENT THE DRY WELL REPLACEMENT PROGRAM

WHEREAS, the Virginia Department of Housing and Community Development has announced a program to assist low-income homeowners with inadequate wells; and

WHEREAS, Fauquier Housing Corporation has the experience and desire to offer this program to low-income homeowners in Fauquier County; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Board of Supervisors hereby authorizes the required administrative hearings to implement this grant; and, be it

RESOLVED FURTHER, That the Board of Supervisors hereby designates Fauquier Housing Corporation as the program sub-recipient and authorizes the County Administrator to enter into a Memorandum of Understanding with the Fauquier Housing Corporation to implement this program in Fauquier County.

A Resolution to Authorize the Award of a Contract to Nine One One, Inc. to Upgrade Equipment at the Warrenton-Fauquier Joint Communications Center

RESOLUTION

A RESOLUTION TO AUTHORIZE THE AWARD OF A CONTRACT TO NINE ONE ONE, INC. TO UPGRADE EQUIPMENT AT THE WARRENTON-FAUQUIER JOINT COMMUNICATIONS CENTER

WHEREAS, equipment at the Warrenton-Fauquier Joint Communications Center needs to be replaced and updated to accommodate 911 calls from wireless phones; and

WHEREAS, the Warrenton-Fauquier Joint Communications Center Board of Directors has approved the project; and

WHEREAS, the Fauquier County Board of Supervisors' Finance Committee has recommended the use of State grant funds and existing fund balance from the Joint Communications Center fund be appropriated for this purpose; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the County Administrator be, and is hereby, authorized to execute a contract with Nine One One, Inc. in the amount of \$218,897.

A Resolution to Install Traffic Calming Measures Along Lake Drive as a Result of the Brookside Farm Development

RESOLUTION

A RESOLUTION TO INSTALL TRAFFIC CALMING MEASURES ALONG LAKE DRIVE AS A RESULT OF THE BROOKSIDE FARM DEVELOPMENT

WHEREAS, in May 2002, the Brookside Farm Planned Residential Development (PRD) was approved; and

WHEREAS, the Brookside Farm Proffer Statement (C.1.2) allowed the final decision for Lake Drive extension and project interconnections to be made at or prior to the final construction plan/final plat stage; and

WHEREAS, those options shall include eliminating the wetland/bridge crossings, adding four way stops and other traffic calming measures; and

WHEREAS, the Brookside Farm developer and the Board of Supervisors agreed the selected option shall not effectively isolate one portion of the "Entire Project" from the others; and

WHEREAS, the Transportation Committee has assessed the Lake Drive alternatives and traffic calming alternatives and has recommended certain traffic calming measures; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That VDOT is requested, for traffic calming purposes, to:

- Install four-way stop signs when the Brookside Farm neighborhood street connections are made with Lake Drive/Mallard Court and Wintergreen Court intersections;
- Install three-way stop signs for placement when the intersections of Lake Drive extended with the interconnecting two streets for the Brookside Farm neighborhood to the north are made;
- Retain and/or place, at a minimum, posted speed limit signs for 25 mph, or less, along Lake Drive from its intersection with Riley Road to Wintergreen Court and the planned extension of Lake Drive. Placement will be based on a VDOT engineering study prior to removing the posted and temporary speed limit signs placed during the construction phase;
- Post temporary signs limiting traffic speeds to less than 25 mph when construction occurs for the phase along Lake Drive, if required, and based on VDOT engineering findings for that location due to special circumstances that would warrant lower speed limits.

A Resolution for the Lake Drive Alternative Selection Pursuant to the Brookside Farm Proffer Statement, Item C.2

RESOLUTION

A RESOLUTION FOR THE LAKE DRIVE ALTERNATIVE SELECTION
PURSUANT TO THE BROOKSIDE FARM PROFFER STATEMENT, ITEM C.2

WHEREAS, in May 2002, the Brookside Farm Planned Residential Development (PRD) was approved; and

WHEREAS, the Brookside Farm Proffer Statement (C.1.2) allowed the final decision for Lake Drive extension and project interconnections to be made at or prior to the final construction plan/final plat stage; and

WHEREAS, those options shall include eliminating the wetland/bridge crossings;
and

WHEREAS, the Brookside Farm developer and the Board of Supervisors agreed the selected option shall not effectively isolate one portion of the “Entire Project” from the others; and

WHEREAS, the Transportation Committee has completed an assessment of Lake Drive alternatives and traffic calming recommendations; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That Option 1 has been selected as the design alternative for the developer of Brookside Farm to complete regarding access to and the extension of Lake Drive; and, be it

RESOLVED FURTHER, That the following be accomplished:

- *Post-Development Posted Speed Limit Signs.* VDOT is requested to retain and/or place, at a minimum, posted speed limit signs for 25 mph, or less, along Lake Drive from its intersection with Riley Road to Wintergreen Court and the planned extension of Lake Drive. Placement will be based on a VDOT engineering study prior to removing the posted and temporary speed limit signs placed during the construction phase.
- *Lake Drive and Riley Road Intersection.* When this Brookside Farm phase along Lake Drive is initiated, staff is directed to schedule, in conjunction with VDOT, the construction timing of a left-turn lane for southbound traffic on Riley Road turning into Lake Drive. It is noted that this turn lane and any essential line of sight improvements can be completed within the existing right-of-way. These improvements can be funded through the transportation proffers for the Brookside Farm project. Completion of this overall intersection improvement can be done either through VDOT or the developer, whichever option is more cost effective at the time the improvement is required.
- *Construction Phase.* The County and VDOT will work diligently with the developer to limit construction traffic exposure to Lake Drive area residents. (Please note that precluding the direct Lake Drive connection to the Vint Hill/Brookside Parkway and disconnecting the Brookside Farm streets, which are aligned opposite Mallard and Wintergreen Courts, from direct access to the south, results in constraining construction truck traffic access solutions. Lake Drive will now have some of that traffic which has no other way of ingress or egress.)
- *Construction Access.* The County and VDOT shall work with the Vint Hill Economic Development Authority and the developer to implement a controlled access program. For example, such a program would result in construction traffic and vehicles with heavy loads, for the residential phase being developed along Lake Drive locations, to access via the Vint Hill/Brookside Parkway and Route 793 (Vint Hill west gate), or from other practical directions.
- *Lake Drive Resurfacing.* Request VDOT to require a Lake Drive bond and/or obtain an agreement from the developer that will result in resurfacing Lake Drive and fixing any damage resulting from the residential development.

Consider Preliminary Subdivision Application (#PP02-L-18) Liberty Station/Crane's Corner

No action required.

A Resolution Adopting the Virginia Department of Transportation 2003-2004 Through 2008-2009 Secondary Road Six-Year Plan and the 2003-2004 Fiscal Year Budget

RESOLUTION

A RESOLUTION ADOPTING THE 2003-2004 THROUGH 2008-2009 SECONDARY ROAD SIX-YEAR PLAN AND THE 2003-2004 FISCAL YEAR BUDGET

WHEREAS, the 2003-2004 through 2008-2009 Secondary Road Six-Year Plan and the 2003-2004 Fiscal Year Budget for Fauquier County were duly advertised for public hearing and, on November 18, 2002, said public hearing was held, and the items brought forth at the public hearing were duly considered; and

WHEREAS, on December 3, 2002, the Fauquier County Transportation Committee recommended adoption of the Secondary Road Six-Year Plan for 2003-2004 through 2008-2009, Transportation Priorities, and the Fiscal Year 2003-2004 Budget, which are outlined herein; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the 2003-2004 through 2008-2009 Secondary Road Six-Year Plan and the 2003-2004 Fiscal Year Budget be, and are hereby, adopted as follows:

Priorit y No.	Magisteria l District	Route No.	PPMS No.	Route Name	Description of Work
1.	Marshall	0688	8122	Leeds Manor Road	Construct Bridge and Approaches
2.	Marshall	0737	15421	Conde Road	Reconstruct Approaches and Bridge
3.	Cedar Run	0612	52234	Tacketts Mill Road	Improve Sight Distance (HES Project)
4.	Center	1405	33997	Cedar Run Drive	Improve Right Turn Lane
5.	Cedar Run	0779	15422	Turkey Run Road	Reconstruct Roadway
6.	Scott/Center	0605	56090	Airlie Road	Engineer Study to Determine Improvement
7.	Marshall	0748	55126	Eskridges Lane	Reconstruct Roadway
8.	Marshall	0798	58119	Dulins Ford Road	Reconstruct Roadway
9.	Center/Scott	0605	11216	Dumfries Road	Construct Turning Lane
10.	Marshall	0770	11176	Putnam Mill Road	Reconstruct Roadway
11.	Cedar Run	0811	52238	Windwright Lane	Reconstruct Roadway
12.	Cedar Run	0790	50995	Boteler Road	Reconstruct Roadway
13.	Cedar Run	0607	11140	Shenandoah Path	Reconstruct Roadway
14.	Lee	1201	58118	Lucky Hill Road	Reconstruct Roadway
15.	Marshall	0728	8129	Moss Hollow Road	Reconstruct Roadway
16.	Cedar Run	0806	18168	Elk Run Road	Improve Curve at Two Locations
17.	Lee	0800	58117	Old Culpeper Road	Construct Turning Lane
18.	Marshall	0688		Leeds Manor Road	Cut Road to Improve Sight Distance
19.	Lee	0751	52239	Belcoir Road	Reconstruct Roadway
20.	Cedar Run	0806	64226	Elk Run Road	Close Open Ditches
21.	Marshall	0688	33998	Leeds Manor Road	Improvement for Curve and Alignment
22.	Center/Scott	0605	11217	Dumfries Road	Construct Turn Lane and Box

					Culvert
23.	Marshall	0678		Waterloo Road	Improve sight Distance
24.	Marshall	0628	08106	Cannonball Gate Road	Reconstruct Roadway
25.	Center	0678	11159	Academy Hill Road	Reconstruct Bridge and Approaches
26.	Lee	0674		Green Road	Improve Sight Distance
27.	Marshall	0738		Wilson Road	Improve Sight Distance
28.	Cedar Run	0794	52240	Hedding Road	Reconstruct Roadway
29.	Cedar Run	0605	17138	Dumfries Road	Reconstruct Roadway
30.	Lee	0655	58123	Lucky Hill Road	Reconstruct Bridge and Approaches
31.	Scott	0673	08117	Baldwin Road	Reconstruct Roadway
32.	Lee	0663	18171	Covingtons Corner Road	Construct Turning Lane
33.	Marshall	0645	2413/2414	Tapps Ford Road	Reconstruct Bridge and Approaches

A Resolution Limiting Private Streets from Inclusion in the Secondary Road System Six-Year Plan – Rural Road Addition Program Through Fiscal Year 2005

RESOLUTION

A RESOLUTION LIMITING PRIVATE STREETS FROM INCLUSION IN THE SECONDARY ROAD SYSTEM SIX-YEAR PLAN - RURAL ROAD ADDITION PROGRAM THROUGH FISCAL YEAR 2005

WHEREAS, the Virginia Department of Transportation and the Fauquier County Board of Supervisors have adopted the 2003-2004 through 2008-2009 Secondary Road Six-Year Plan and the 2003-2004 Fiscal Year Budget for Fauquier County; and

WHEREAS, the Virginia Department of Transportation is experiencing reductions in funding for the Secondary Road Six-Year Plan; and

WHEREAS, the Fauquier County Board of Supervisors wants to procure funding for road improvement projects that improve public safety; and

WHEREAS, on December 3, 2002, the Fauquier County Transportation Committee recommended adoption of a resolution to restrict the use of the Rural Addition Program for private streets that require funding from the Secondary Road Six-Year Plan for fiscal year 2004-2005; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That private streets that require funding from the Secondary Road Six-Year Plan not be included in the Rural Addition Program through Fiscal Year 2005.

A Resolution Initiating an Amendment to the Warrenton Service District Comprehensive Plan

RESOLUTION

A RESOLUTION INITIATING AN AMENDMENT TO THE WARRENTON
SERVICE DISTRICT COMPREHENSIVE PLAN

WHEREAS, St. Leonard's Farm, Inc., is located adjacent and immediately to the west of the Town of Warrenton; and

WHEREAS, St. Leonard's Farm, Inc., with 988 acres presently zoned Rural Agricultural (RA), has current development potential for 48 lots; and

WHEREAS, St. Leonard's Farm has reached an agreement, dated October 15, 2002, to cluster 41 dwellings of this development potential onto 40 of nearly 80 acres of land; and

WHEREAS, St. Leonard's Farm, Inc., will also convey 65 acres of land adjacent to the existing Town Boundary to the Town of Warrenton for the purpose of creating a public recreational facility; and

WHEREAS, this agreement depends on the County extending the Warrenton Service District Boundary and rezoning area "A" to the zoning district classification of Residential, R-1, prior to May 15, 2003; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Fauquier County Planning Commission be, and is hereby, directed to schedule, consider and provide recommendations regarding the Comprehensive Plan Amendment to the Warrenton Service District for area "A" concurrently with the St. Leonard's Farm, Inc. rezoning application (RZ #03-M-09); and, be it

RESOLVED FURTHER, That the Fauquier County Planning Commission and the Department of Community Development move expeditiously on this matter in order to permit a Board of Supervisors public hearing on March 17, 2003, and enabling action by April 21, 2003.

A Resolution to Refer to the Planning Commission an Amendment to Special Exception (SE99-L-43), Luck Stone Corporation, Property Owner

RESOLUTION

A RESOLUTION TO REFER TO THE PLANNING COMMISSION AN
AMENDMENT TO A PREVIOUSLY APPROVED SPECIAL EXCEPTION FOR
LUCK STONE CORPORATION TO ALLOW RESTRICTED USE OF A PRIVATE
ROAD FOR DELIVERIES OF CONSTRUCTION MATERIALS TO THE MARSH
RUN GENERATION CORPORATION PEAKING FACILITY CONSTRUCTION SITE
OFF OF GRASSLANDS ROAD OFF OF LUCKY HILL ROAD

WHEREAS, the Fauquier County Board of Supervisors previously granted Special Exceptions 1212, 1590, 25690 and 27420 permitting Luck Stone Corporation to operate a quarry upon certain terms and conditions; and

WHEREAS, the terms and conditions of the special exceptions prohibited the use of a private road on the Luck Stone Corporation properties; and

WHEREAS, on November 15, 1999, the Board of Supervisors amended that condition (SE99-L-43) to permit the restricted use of the private road for delivery of concrete, stone, asphalt, turbines and other construction materials to the Virginia Power Peaking Facility located on Route 655 (Lucky Hill Road); and

WHEREAS, the amendment was approved to alleviate safety issues associated with the use of Lucky Hill Road by heavy construction and industrial traffic; and

WHEREAS, the Board of Supervisors wishes to amend this special exception condition to allow the same restricted use for the same type of materials being delivered to the construction site of the approved Marsh Run Generation Corporation (a.k.a. Old Dominion Electric Cooperative) Peaking Facility; and

WHEREAS, such an amendment would limit the amount of heavy construction and industrial traffic on Lucky Hill Road and other nearby public roads; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That consideration of an amendment to the condition prohibiting the use of the private road located on the Luck Stone Corporation properties be referred to the Fauquier County Planning Commission; and, be it

RESOLVED FURTHER, That the amendment be limited to restrict the use of the private road to permit delivery of concrete, stone, asphalt, turbines and other construction materials to the Marsh Run Generation Corporation Peaking Facility construction site.

Consider Preliminary Subdivision Application #PP02-L-16, Riverton Subdivision, Lee Magisterial District

No action required.

A Resolution to Endorse the Plans for the Route 50 Traffic Calming Project

RESOLUTION

A RESOLUTION TO ENDORSE THE PLANS FOR THE ROUTE 50
TRAFFIC CALMING PROJECT

WHEREAS, in May of 1999, the Virginia Secretary of Transportation formed the Route 50 Traffic Calming Task Force to work on implementation of a traffic calming project along Route 50 in Fauquier and Loudoun Counties; and

WHEREAS, the Villages of Aldie, Upperville and Paris and the Town of Middleburg are historically significant and contribute to the rural heritage and character of both Fauquier and Loudoun Counties; and

WHEREAS, Route 50 between Lenah and Paris serves as one of the main transportation corridors linking Fauquier and Loudoun Counties with their rural neighbors to the west and their more urban neighbors to the east; and

WHEREAS, calming traffic along Route 50 in the rural areas between Lenah and Paris would serve to protect the rural character of these historic areas; and

WHEREAS, the proposed design of the traffic calming, including the pavement and parking widths that are less than standard widths proposed for areas in Fauquier County, is consistent with the historic character and environment of the Villages of Upperville and Paris; and

WHEREAS, the Virginia Department of Transportation has asked the Fauquier County Board of Supervisors to endorse plans for the Route 50 Traffic Calming Project as presented at the October 30, 2002 public hearing on the project, including the proposed pavement and parking widths that are less than standard widths proposed for areas in Fauquier County; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Board endorses the Route 50 Traffic Calming Project, including the proposed pavement and parking widths that are less than standard widths proposed for areas in Fauquier County; and, be it

RESOLVED FURTHER, That the Fauquier County Board of Supervisors supports the efforts of the Route 50 Traffic Calming Task Force to seek additional Federal funds to ensure the completion of the entire project.

A Resolution Directing the County Administrator to Take All Actions Necessary to Obtain a Permanent Cul De Sac Easement and to Institute the Road Abandonment Process for a Portion of Cedar Run Drive Which is Not Currently in the State Secondary System of Highways

RESOLUTION

A RESOLUTION DIRECTING THE COUNTY ADMINISTRATOR TO TAKE ALL ACTIONS NECESSARY TO OBTAIN A PERMANENT CUL DE SAC EASEMENT AND TO INSTITUTE THE ROAD ABANDONMENT PROCESS FOR A PORTION OF CEDAR RUN DRIVE WHICH IS NOT CURRENTLY IN THE STATE SECONDARY SYSTEM OF HIGHWAYS

WHEREAS, upon the recondition of the Phase Two, Millwood Subdivision Plat, a temporary turnaround easement and land for the extension of the Cedar Run Drive to Virginia Route 678 was dedicated for public use; and

WHEREAS, the Board of Supervisors has received a request to abandon the aforesaid portion of Cedar Run Drive; said portion of road being shown on that certain Fauquier County Geographic Information System Plat dated 12-10-02, and titled "Portion of Cedar Run Drive to be Abandoned"; and

WHEREAS, Virginia Code Title 33.1, Chapter 1, Article 12, Sections 33.1-156 *et seq.* set forth a procedure by which roads not in the State Secondary System of Highways may be abandoned; and

WHEREAS, the Board of Supervisors of Fauquier County wishes to institute the abandonment process for the aforesaid portion of road and to obtain a permanent turnaround (cul de sac) easement; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the County Administrator be, and is hereby, directed to take all steps necessary to obtain a permanent cul de sac easement and to institute the road abandonment process for the aforesaid portion of Cedar Run Drive.

A Resolution to Request That the Virginia Department of Transportation Install “Watch for Children” Signs on Ridgedale Drive

RESOLUTION

A RESOLUTION TO REQUEST THAT THE VIRGINIA DEPARTMENT
OF TRANSPORTATION INSTALL “WATCH FOR CHILDREN” SIGNS
ON RIDGEDALE DRIVE

WHEREAS, Fauquier County received a request from Mark P. Nary, a resident on Ridgedale Drive, to provide traffic calming measures on Ridgedale Drive; and

WHEREAS, the Virginia Department of Transportation (VDOT) requires that the Board of Supervisors forward a resolution approving each request for “Watch for Children” signage, so VDOT may accommodate these requests; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Board of Supervisors does hereby authorize the County’s request for installation and maintenance by VDOT of “Watch for Children” signs on Ridgedale Drive.

A Resolution Confirming the Declaration of Local Emergency Made December 11, 2002

RESOLUTION

A RESOLUTION CONFIRMING THE DECLARATION OF
LOCAL EMERGENCY MADE DECEMBER 11, 2002

WHEREAS, on December 11, 2002, a winter storm disrupted electrical services to many Fauquier County citizens; and

WHEREAS, the disruptions in electrical services threatened to last throughout the night for hundreds of Fauquier County citizens, necessitating the need to open an emergency shelter; and

WHEREAS, on December 11, 2002, the Director of Emergency Services for the County of Fauquier, on the recommendation of the Fauquier County Coordinator of Emergency Services, issued a Declaration of Local Emergency; and

WHEREAS, Section 44-146.21 of the Code of Virginia (1950), as amended, requires the Board of Supervisors to confirm the Declaration of Local Emergency by the Director of Emergency Services; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the Declaration of Local Emergency made on December 11, 2002, by the Director of Emergency Services, as a result of winter storm conditions which caused widespread electrical disruptions in Fauquier County, Virginia, be, and is hereby, confirmed.

A RESOLUTION TO WAIVE ZONING ORDINANCE SECTION 7-302.1.B TO ALLOW A PRIVATE STREET THAT DOES NOT CONNECT DIRECTLY TO A STATE MAINTAINED STREET, RAY AND JO ANN PETERSON, APPLICANTS

Mr. Weeks moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous, as follows:

Ayes: Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO WAIVE ZONING ORDINANCE SECTION 7-302.1.B TO ALLOW A PRIVATE STREET THAT DOES NOT CONNECT DIRECTLY TO A STATE MAINTAINED STREET

WHEREAS, Ray A. Peterson and Jo Ann W. Peterson, applicants, are seeking a waiver to Zoning Ordinance Section 7-302.1.B to allow a subdivision on a private street that does not connect directly to a state maintained street;and

WHEREAS, the applicant wishes to submit a family transfer division application to divide their 10.054-acre parcel, identified as PIN #7907-32-7163-000, with access to General Hunton Road, into two (2) lots to create a lot for their daughter and son-in-law; and

WHEREAS, General Hunton Road is an existing private street that connects to Pond Mountain Road, a private street, which connects directly to Georgetown Road (Route 674), a state maintained street; and

WHEREAS, only one (1) family transfer lot may be created from the 10.054-acre parcel, and no subsequent lots may be created under the current Rural Agriculture zoning designation and County ordinances; and

WHEREAS, on November 21, 2002, the Fauquier County Planning Commission recommended approval of the proposed Zoning Ordinance waiver; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That Zoning Ordinance Section 7-302.1.B is waived to permit Ray A. Peterson and Jo Ann W. Peterson to create one (1) family transfer division on a private street that does not connect directly to a state maintained street.

APPOINTMENTS

By unanimous consent, the following appointments were approved:

- Planning Commission – Bob Sinclair, Scott District Representative, term to expire December 31, 2006

- Rappahannock Rapidan Community Services Board – Mary Schlegel, term to expire December 31, 2005
- Transportation Committee – Larry Weeks, term to expire December 31, 2003

SUPERVISORS TIME

- Mr. Weeks and Mr. Atherton expressed their appreciation to Mr. Graham for his service as Chairman of the Board from 2001 through 2002.
- Mr. Winkelmann stated that he plans to bring forward a motion to reduce the levy for failure to pay personal property taxes due to extenuating circumstances. He then wished everyone a happy holiday season.
- Ms. McCamy expressed her appreciation to Principal Betty Putnam for opening her school for the Board of Supervisors meeting. Ms. McCamy also thanked the School Board Administration for the poinsettias that were provided to each of the Supervisors.
- Mr. Graham advised that Liberty High School had been opened to serve as an emergency shelter for citizens affected by the power failure that resulted from the ice storm of December 11, 2002, and he commended the volunteers from the American Red Cross, Department of Social Services, and Liberty High School for their assistance that night. Mr. Graham also announced that People Helping People was organizing a volunteer effort to rebuild the Patterson family home on Rogues Road, which had been destroyed by fire, and asked that anyone interested in assisting call Reverend Robert Jones. Mr. Graham thanked members of the Board and staff for assisting during his tenure as Chairman of the Board.

ANNOUNCEMENTS

- Mr. Lee announced that the location of the Board of Supervisors' meetings for January 6, 2003, January 21, 2003, and February 18, 2003, would be at the Warren Green Meeting Room at 10 Hotel Street, in Warrenton.

SPECIAL EXCEPTION #SE03-M-07 & #SE03-M-08 – JAMES N. & MARILYN S. SHACKELFORD, OWNER/APPLICANT – DOG-GONE DELIGHTFUL DAY SPA

A public hearing was held to consider an application for special exception under Category 2 of the Zoning Ordinance, which would allow for a residential business, and Category 13, which would allow for commercial business and personal services. The property, described as PIN #6945-52-2882-000, contains 25.096 acres and is located on the southwest side of Cliff Mills Road (Route 681) on Redlin Lane, in the Marshall District. Rick Carr, Director of Community Development, reviewed the special exception application. Marilyn Shackelford, owner/applicant, expressed her appreciation for the receptive and professional assistance she received during the application process, and requested the Board's favorable consideration of the application. No one else spoke. The public hearing was closed. Mr. Atherton moved to adopt the following resolution. Mr. Weeks seconded, and vote for the motion was unanimous as follows:

Ayes: Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann
Nays: None

Absent During Vote: *None*

Abstention: *None*

RESOLUTION

A RESOLUTION TO APPROVE SE03-M-07, A CATEGORY 2 SPECIAL EXCEPTION FOR RESIDENTIAL BUSINESSES, AND SE03-M-08, A CATEGORY 13 SPECIAL EXCEPTION FOR COMMERCIAL BUSINESSES AND PERSONAL SERVICES, PIN #6945-52-2882-000, MARSHALL DISTRICT JAMES N. & MARILYN S. SHACKELFORD, APPLICANTS

WHEREAS, the owners of the property identified by PIN #6945-52-2882-000 have requested Category 2 and Category 13 Special Exceptions to allow a residential business, and a commercial business with personal services in an RA zone; and

WHEREAS, the requested Special Exceptions will allow the applicants to operate a limited capacity dog grooming and kennel service on the same property; and

WHEREAS, on November 21, 2002, the Planning Commission voted unanimously to forward Special Exceptions SE03-M-07 and SE03-M-08 to the Board of Supervisors with a recommendation of conditioned approval; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That Special Exceptions SE03-M-07 and SE03-M-08, James N. and Marilyn S. Shackelford, Applicants, be, and are hereby, approved, subject to the following conditions:

1. The approved Special Exceptions shall be granted for and run with the land indicated in this application and shall not be transferable to other land.
2. Future renewals of these Special Exceptions shall reconsider the need to improve the private road entrance as recommended by VDOT.
3. The subject parcel under this Special Exception shall not be subdivided without amendment to the Special Exception, in accordance with the provisions of Article 5 of the Zoning Ordinance.
4. The proposed dog grooming use shall be limited to no more than four (4) grooming clients per day.
5. The hours of grooming operation shall be limited to 8:00 a.m. to 6:00 p.m., Monday through Saturday.
6. The proposed dog-boarding use shall be limited to boarding of no more than six (6) dogs per day.
7. The term of this Special Exception shall be limited to three (3) years from the date of site plan approval.
8. The applicant shall file a site plan within one (1) year of approval of these Special Exceptions.

**SPECIAL EXCEPTION #SE03-L-13 AND #SE03-L-14 – DOUGLAS E. DARLING,
OWNER/APPLICANT – WEXFORD VILLAGE**

Withdrawn by applicant.

**SPECIAL EXCEPTION #SE03-S-16 – WASHINGTON GAS LIGHT COMPANY,
OWNER/APPLICANT**

Withdrawn by applicant.

**COMPREHENSIVE PLAN AMENDMENT #CPA02-L-05 AND REZONING
REQUEST #RZ02-L-06 – MARGARET L. DYSON, OWNER/APPLICANT**

A public hearing was held to consider a request for approval of a Comprehensive Plan Amendment which would change the future designation of the subject property from Commercial to Residential, and an application to rezone approximately 16.0455 acres from Commercial-Neighborhood (C-1) to Residential-1 (R-1). The property, described as PIN #7816-26-1092-000, is located at the intersection of Courtney's Corner Road (Route 634) and Brooks Store Drive (Route 632) in the Village of Morrisville, in Lee District. Rick Carr, Director of Community Development, gave an overview of the application. Margaret Dyson, owner/applicant, expressed her appreciation to the Board for considering the application. Chuck Medvitz, Scott District, spoke in opposition to the rezoning request. No one else spoke. The public hearing was closed. Ms. McCamy moved to approve both Comprehensive Plan Amendment #CPA02-L-05 and Rezoning Request #RZ02-L-06. The motion died due to lack of a second.

Ms. McCamy then moved to separately consider Comprehensive Plan Amendment #CPA02-L-05 and Rezoning Request #RZ02-L-06. Mr. Winkelmann seconded, and the vote for the motion was unanimous, as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

**A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT
#CPA02-L-05 MARGARET DYSON PROPERTY PIN #7816-26-1092-000**

Ms. McCamy moved to adopt the following resolution approving Comprehensive Plan Amendment #CPA02-L-05. Mr. Atherton seconded, and the vote for the motion was unanimous, as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

RESOLUTION

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT #CPA02-L-05 MARGARET DYSON PROPERTY PIN #7816-26-1092-000

WHEREAS, Margaret Dyson, owner / applicant, has initiated a request to amend the Comprehensive Plan designation from Village Commercial to Low Density Residential for PIN #7816-26-1092-000; and

WHEREAS, the applicant has filed an application to amend the Fauquier County Comprehensive Plan in accordance with the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, on April 25, 2002, the Fauquier County Planning Commission held a public hearing on the Comprehensive Plan Amendment of Margaret Dyson; and

WHEREAS, at its meeting on August 29, 2002, the Fauquier County Planning Commission approved a motion recommending denial of the requested Comprehensive Plan Amendment; and

WHEREAS, on December 16, 2002, the Board of Supervisors held a public hearing on this Comprehensive Plan Amendment request; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That Comprehensive Plan Amendment request #CPA02-L-05 be, and is hereby, approved, amending the Comprehensive Plan designation of the Margaret Dyson property, identified as PIN #7816-26-1092-000, from Village Commercial to Low Density Residential, subject to the Comprehensive Plan Amendment plat dated January 2, 2002.

REZONING REQUEST #RZ02-L-06 – MARGARET L. DYSON, OWNER/APPLICANT

Ms. McCamy moved to postpone a decision on Rezoning Request #RZ02-L-06 until the next regular meeting on January 21, 2003. Mr. Winkelmann seconded, and the vote for the motion was unanimous, as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

REZONING REQUEST #RZ03-M-01 – CARLIN W. AND HAROLD E. MILLS, OWNERS, AND J. WILLIAM GILLIAM, APPLICANT – JWG, LLC

A public hearing was held to consider an application to rezone 1.78 acres from Residential-4 (R-4) to Commercial-Highway (C-2). The property, described as PIN# 6969-87-8431-000, is located at the southeast quadrant of the intersection of Winchester Road (Business Route 17) and future extension of Route 622, in Marshall District. Rick

Carr, Director of Community Development, provided an overview of the rezoning application. Bill Gilliam, applicant, spoke in favor of the rezoning request. Jack White, Marshall District, spoke in opposition to the rezoning request. No one else spoke. The public hearing was closed. Mr. Atherton moved that a decision on Rezoning Request #RZ03-M-01 be postponed until the next regular meeting on January 21, 2003. Mr. Winkelmann seconded, and the vote for the motion was unanimous, as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

REZONING REQUEST #RZ03-CR-05 AND #RZ03-CR-06 – VINT HILL ECONOMIC DEVELOPMENT AUTHORITY, OWNER, AND OWEN BLUDAU, APPLICANT – VINT HILL

A public hearing was held to consider an application to rezone approximately 30.0 acres, zoned PRD (Planned Residential Development), which was previously proffered for a school site, to PCID (Planned Commercial Industrial Development) for Commercial / Industrial uses. The property, identified as PIN's #7915-77-2128-000, #7915-77-4735-000 and #7915-77-2958-000, is located on Kennedy Road (Route 652), in Cedar Run District. Rick Carr, Director of Community Development, summarized the rezoning request. Owen Bludeau, applicant, spoke in favor of the rezoning request. No one else spoke. The public hearing was closed. Mr. Graham moved to adopt the following Ordinance. Mr. Weeks seconded, and the vote for the motion was unanimous, as follows:

<i>Ayes:</i>	<i>Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann</i>
<i>Nays:</i>	<i>None</i>
<i>Absent During Vote:</i>	<i>None</i>
<i>Abstention:</i>	<i>None</i>

ORDINANCE

AN ORDINANCE APPROVING REZONING REQUEST #RZ03-CR-05, PINS #7915-77-2128-000, #7915-77-4735-000, AND #7915-77-2958-000, CEDAR RUN DISTRICT, VINT HILL ECONOMIC DEVELOPMENT AUTHORITY, APPLICANT

WHEREAS, in 1999, the applicant proffered to provide a ± 30-acre middle school site and zoned that site PRD (Planned Residential Development District) to facilitate school construction; and

WHEREAS, the aforesaid proffers provided that an alternative school site acceptable to the School Board and the Board of Supervisors may be provided by the applicant in lieu of the 30-acre Vint Hill school site; and

WHEREAS, the applicant has tendered the deeds for an alternate middle school site and a library site, which sites have been tentatively approved by the School Board and Board of Supervisors respectively; and

WHEREAS, upon the final acceptance of the school site deed by the School Board, the Vint Hill proffered site is no longer necessary; and

WHEREAS, proposed Rezoning Request #RZ03-CR-05 deletes the school site language from the original proffers and rezones the former school site to the more appropriate PCID (Planned Commercial Industrial Development District) zoning category; and

WHEREAS, at its meeting on November 21, 2002, the Planning Commission conducted a public hearing on Rezoning Request #RZ03-CR-05 and voted unanimously to forward a recommendation for its approval to the Board of Supervisors; and

WHEREAS, the Board of Supervisors finds that the public necessity, convenience, general welfare and good zoning practice require approval of the proposed rezoning; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 16th day of December 2002, That Rezoning Request #RZ03-CR-05, Vint Hill Economic Development Authority, applicant, be, and is hereby, approved subject to the revised Concept Development Plan and Proffer Statement; and, be it

ORDAINED FURTHER, That this Ordinance shall not be effective until the School Board has formally accepted the deed for the alternative school site and the Board of Supervisors has formally accepted the deed for the library site.

**REZONING REQUEST #RZ03-L-03 D.C. DIAMOND CORPORATION
OWNER/APPLICANT – SOUTHCOATE VILLAGE PHASES 3 & 4**

Withdrawn by applicant.

FISCAL YEAR 2003 BUDGET AMENDMENTS

A public hearing was held to consider an amendment to the Fiscal Year 2003 adopted budget in the amount of \$1,689,333 for various budget related issues including, but not limited to, contingency reserve carryover, Warrenton-Fauquier Airport budget increase, 911 Joint Communications Center wireless equipment grant, Commissioner of the Revenue and Treasurer Real Estate/Land Records System upgrade, and School Division sewer systems. Bryan Tippie, Director of the Budget Office, gave an overview of the proposed budget amendment. No one else spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Atherton seconded, and the vote for the motion was unanimous, as follows:

Ayes: *Mr. Raymond Graham; Ms. Sharon McCamy; Mr. Harry Atherton; Mr. Larry L. Weeks; Mr. Joe Winkelmann*
Nays: *None*
Absent During Vote: *None*
Abstention: *None*

RESOLUTION

A RESOLUTION TO AMEND THE FISCAL YEAR 2003 ADOPTED BUDGET IN THE AMOUNT OF \$1,689,333

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, on March 25, 2002, the Fauquier County Board of Supervisors adopted the Fauquier County Fiscal Year 2003 Budget; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, the Finance Committee has recommended Fiscal Year 2003 appropriation of \$1,689,333 for the purposes set forth below; and

WHEREAS, the Code of Virginia requires local jurisdictions to hold a public hearing for any amendment to the adopted budget exceeding the lesser of \$500,000 or 1% of the total budget, which is scheduled for December 16, 2002; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of December 2002, That the County Administrator be, and is hereby, directed to consider amending the Fauquier County Fiscal Year 2003 Budget in the amount of \$1,689,333 as follows:

Source	FROM Code	Amount	Department	TO Code	Amount
FY 2003 Federal Funds	3-100-331000-0040	\$7,355	Sheriff's Office	4-100-031230-8201	\$7,355
Insurance Proceeds	3-100-411000-0010	\$11,000	Sheriff's Office	4-302-80301-8205	\$11,000
Fund Balance Carryover	3-100-419000-0010	\$1,000,000	Budget Office	4-100-091400-9618	\$1,000,000
Fund Balance	3-100-419000-0010	\$22,752	Sheriff's Office	4-100-031200-8205	\$20,440

Carryover			Budget Office	4-100-012840-8207	\$2,312
Federal Funds	3-100-335000-0010	\$10,000	Social Services	4-302-094150-8215	\$10,000
Donations	3-100-189900-0050	\$1,250	Community Development	4-100-081200-5530	\$1,250
Fund Balance Carryover	3-100-419000-0010	\$11,210	Community Development	4-100-081200-3170	\$11,210
Fund Balance Carryover	3-100-419000-0010	\$7,142	Community Development	4-100-081200-3170	\$7,142
Fund Balance Carryover	3-100-419000-0010	\$20,000	Community Development	4-100-081400-3170	\$20,000
Fund Balance Carryover	3-100-419000-0010	\$35,514	Community Development	4-100-081200-1302 4-100-081200-2100	\$32,990 \$2,524
Rental Income	3-504-152200-0001	\$(1,300)	Airport	4-504-81722-1101	\$25,670
	3-504-186000-0030	\$(1,160)		4-504-81722-2100	\$1,964
	3-504-152200-0003	\$(3,600)		4-504-81722-2210	\$2,336
	3-504-186000-0020	\$(10,000)		4-504-81722-2300	\$3,564
	3-504-152200-2000	\$101,200		4-504-81722-2400	\$226
	3-504-152200-4000	\$7,500		4-504-81722-3161	\$6,000
	3-504-186000-0010	\$(1,500)		4-504-81722-3310	\$2,000
	3-504-419000-0020	\$18,927		4-504-81722-3313	\$5,000
	3-504-151000-0001	\$1,300		4-504-81722-3316	\$1,500
				4-504-81722-5110	\$7,800
				4-504-81722-5230	\$640
				4-504-81722-5810	\$150
				4-504-81722-6001	\$200
				4-504-81722-6005	\$1,000
				4-504-81722-6007	\$1,000
				4-504-81722-6008	\$800
				4-504-81722-6025	\$200
				4-504-81722-8201	\$900
				4-504-81722-9999	\$50,417
Contingency Reserve	4-100-091400-9618	\$16,811	Adult Court Services	4-100-021720-1101 4-100-021720-2100 4-100-021720-2210 4-100-021720-2310 4-100-021720-2400	\$10,101 \$1,857 \$2,209 \$2,430 \$214
Fund Balance State Grant	3-220-419000-0001 3-220-231000-0001	\$131,372 \$84,628	Joint Communications Center	4-220-031400-8203	\$216,000
Carryover – Fund Balance Capital Improvements Contingency Reserve	4-100-419000-0010 4-302-094107-8212 4-100-091400-9618	\$58,259 \$40,000 \$8,181	Commissioner of Revenue and Information Resources	4-302-094107-8212	\$106,440
Capital Improvements Plan	4-302-85605-8210	\$75,587	School Division	4-302-85604-8210	\$75,587
Capital Improvements Plan	4-302-85602-8210	\$36,905	School Division	4-302-85604-8210	\$36,905
TOTAL		\$1,689,333	TOTAL		\$1,689,333

With no further business, the meeting was adjourned to reconvene on January 6, 2003.

I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on December 16, 2002.

G. Robert Lee
Clerk